

Senate File 2006 - Introduced

SENATE FILE 2006

BY BROWN

A BILL FOR

1 An Act relating to school district enrollment calculations for
2 the purposes of the secure an advanced vision for education
3 fund.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 423F.3, subsection 5, unnumbered
2 paragraph 1, Code 2024, is amended to read as follows:

3 A school district with a certified enrollment plus the
4 number of students who open enroll into the district of
5 fewer than two hundred fifty pupils in the entire district
6 or certified enrollment plus the number of students who open
7 enroll into a high school in the district of fewer than one
8 hundred pupils in high school shall not expend the amount
9 received for new construction without prior application to the
10 department of education and receipt of a certificate of need
11 pursuant to [this subsection](#). A certificate of need is not
12 required for repairing schoolhouses or buildings, equipment,
13 technology, or transportation equipment for transporting
14 students as provided in [section 298.3](#), or for construction
15 necessary for compliance with the federal Americans With
16 Disabilities Act pursuant to 42 U.S.C. §12101 – 12117. In
17 determining whether a certificate of need shall be issued or
18 denied, the department shall consider all of the following:

19 EXPLANATION

20 The inclusion of this explanation does not constitute agreement with
21 the explanation's substance by the members of the general assembly.

22 This bill relates to school district enrollment calculations
23 for the purposes of the secure an advanced vision for education
24 (SAVE) fund.

25 On July 1, 2008, the state's local sales and use taxes
26 increased from 5 to 6 percent. The increase is used solely to
27 fund the SAVE fund, and the SAVE fund is used solely to provide
28 revenues to local school districts for school infrastructure
29 purposes or school district property tax relief.

30 One requirement of the SAVE fund is that a school with a
31 certified enrollment of fewer than 250 pupils in the entire
32 district or certified enrollment of fewer than 100 pupils
33 in high school may not expend amounts received for new
34 construction without prior application to the department of
35 education and receipt of a certificate of need. The bill

S.F. 2006

1 changes this requirement to a certified enrollment plus the
2 number of students who open enroll into the district of fewer
3 than 250 or certified enrollment of district high schools plus
4 the number of students who open enroll into a high school in
5 the district of fewer than 100 pupils.